



IFW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

van Weeghel et al.

Serial No.: 10/791,152

Filed: March 2, 2004

For: DETERMINATION AND
QUANTIFICATION OF RED BLOOD
CELL POPULATIONS IN SAMPLES

Confirmation No.: 3166

Examiner:

Group Art Unit: 1645

Attorney Docket No.: 2183-6372US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 20, 2005
Date

Signature

Shirley Dougherty
Name (Type/Print)

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached is a copy of the official filing receipt received from the PTO in the above application.

The errors to be corrected are as follows:

The first named inventor is Robert P. van Weeghel.

The second named inventor is Roelf J. Suk.

The filing date of this application is March 1, 2004, not March 2, 2004. A copy of the Request for Corrected filing Receipt filed June 14, 2004 is enclosed. Also enclosed is a copy of the Communication with Copy of Express Mail Label and Response to Request for Corrected Filing Receipt which was filed July 20, 2004.

Serial No.: 10/791,152

Issuance of a corrected filing receipt in accordance with the annotations on the attached filing receipt copy is respectfully requested.

If there is any fee for this request, please debit TraskBritt Deposit Account No. 20-1469.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Allen C. Turner', with a long horizontal flourish extending to the right.

Allen C. Turner

Registration No. 33,041

Attorney for Applicant(s)

TRASKBRITT

P.O. Box 2550

Salt Lake City, Utah 84110-2550

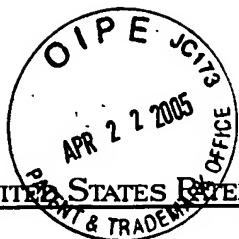
Telephone: 801-532-1922

Date: April 20, 2005

ACT/sdd

Enclosure: Copy of Official Filing Receipt with annotations correcting errors
Copy of Request for Corrected Filing Receipt filed June 14, 2004
Copy of Communication with Copy of Express Mail Label and Response to
Request for Corrected Filing Receipt filed July 20, 2004

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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/791,152	03/02/2004 03/01/2004	1645	504	2183-6372US	5	20	4

24247
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APR 15 2005

CONFIRMATION NO. 3166

CORRECTED FILING RECEIPT



OC000000015685397

TRASKBRITT, P.C.

Date Mailed: 04/12/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

P.
Robert Paul van Weeghel, Groningen, NETHERLANDS;
Roelf Johan Suk, Groningen, NETHERLANDS;
J.

Power of Attorney:

William Britt-20969
Joseph Walkowski Jr-28765
Laurence Bond-30549
Allen Turner-33041
Brick Power-38581

Edgar Cataxinios-39931
Bretton Crockett-44632
Andrew Nilles-47825
Krista Powell-47867
Gregory Dorland-51622

Domestic Priority data as claimed by applicant

This application is a CON of PCT/NL02/00579 09/04/2002

Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 01203341.1 09/04/2001

If Required, Foreign Filing License Granted: 05/25/2004

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/791,152**

Projected Publication Date: 06/09/2005

Non-Publication Request: No

Early Publication Request: No

**** SMALL ENTITY ****

Title

Determination and quantification of red blood cell populations in samples

Preliminary Class

435

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

THE PATENT & TRADEMARK OFFICE MAILROOM DATE
STAMPED HEREON IS AN ACKNOWLEDGEMENT THAT ON THIS
DATE THE PATENT & TRADEMARK OFFICE RECEIVED:

Request for Corrected Filing Receipt (2 pages) with exhibits 1, 2 and 3

Invention: DETERMINATION AND QUANTIFICATION OF
RED BLOOD CELL POPULATIONS IN SAMPLES
Applicant(s): van Weeghel et al.
Filing Date: March 2, 2004
Serial No.: 10/791,152
Date Sent: June 14, 2004 via first class mail
Docket No.: 2183-6372US
ACT/bv



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

van Weeghel et al.

Serial No.: 10/791,152

Filed: March 2, 2004

For: DETERMINATION AND
QUANTIFICATION OF RED BLOOD
CELL POPULATIONS IN SAMPLES

Confirmation No.: 3166

Group Art Unit: 1645

Attorney Docket No.: 2183-6372US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

6/14/04
Date

Betty Howles
Signature

Betty Howles
Name (Type/Print)

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached, as Exhibit 1, is a copy of the official filing receipt received from the PTO in the above application. Issuance of a corrected filing receipt in accordance with the annotations on the attached filing receipt copy is respectfully requested.

The errors to be corrected are as follows:

Please change the filing date "03/02/2004" to ~~03/01/2004~~.

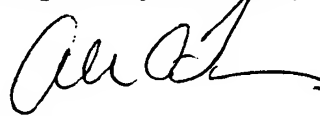
Serial No.: 10/791,152

A copy of the Express Mail receipt (EV326919638US) is attached as Exhibit 2. It indicates both a hand written and stamped date of 03/01/2004.

In addition, the "Notice of Express Mailing" on the cover sheet (Exhibit 3) of the referenced patent application indicates that the application was deposited with the U.S. Postal Service on March 1, 2004, and lists the Express Mail Label number as EV326919638US.

It is noted that the Utility Patent Application Transmittal has an incorrect date of February 27, 2004 (the Friday before the actual filing date) but that all other documents transmittal with this application were dated March 1, 2004.

Respectfully submitted,



Allen C. Turner
Registration No. 33,041
Attorney for Applicant(s)
TRASKBRITT, P.C.
P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: June 14, 2004
ACT/bv

Enclosure: Copy of Official Filing Receipt with annotations correcting errors
Copy of Express Mail
Copy of Application cover sheet

Document in ProLaw



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR (c) DATE	TRASK BRITT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/791,152	03/02/2004 03/01/2004	1645	0.00	2183-6372US	5	20	4

24247
 TRASK BRITT
 P.O. BOX 2550
 SALT LAKE CITY, UT 84110

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 MAY 27 2004
 TRASKBRITT, P.C.

CONFIRMATION NO. 3166

FILING RECEIPT



OC000000012771896

Date Mailed: 05/25/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Robert P. Van Weeghel, Residence Not Provided;
 Roelf J. Suk, Residence Not Provided;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 05/25/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Determination and quantification of red blood cell populations in samples

Preliminary Class

435

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



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ACT/bv 0183-637245

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PATENT
Attorney Docket 2183-6372US

NOTICE OF EXPRESS MAILING

Express Mail Mailing Label Number: EV326919638US

Date of Deposit with USPS: March 1, 2004

Person making Deposit: Christopher Haughton

APPLICATION FOR LETTERS PATENT

for

**DETERMINATION AND QUANTIFICATION OF
RED BLOOD CELL POPULATIONS IN SAMPLES**

Inventors:

Robert P. Van Weeghel
Roelf J. Suk

Attorney:
Allen C. Turner
Registration No. 33,041
TRASKBRITT, PC
P.O. Box 2550
Salt Lake City, Utah 84110
(801) 532-1922

THE PATENT & TRADEMARK OFFICE MAILROOM DATE
STAMPED HEREON IS AN ACKNOWLEDGEMENT THAT ON THIS
DATE THE PATENT & TRADEMARK OFFICE RECEIVED:

Communication (2 pages) with Copy of Express Mail Label and Copy of
Response to Request for Corrected Filing Receipt

Invention: DETERMINATION AND QUANTIFICATION OF
RED BLOOD CELL POPULATIONS IN SAMPLES
Applicant(s): van Weeghel et al.
Filing Date: March 2, 2004
Serial No.: 10/791,152
Date Sent: July 20, 2004 via first class mail
Docket No.: 2183-6372US
ACT/bv



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

van Weeghel et al.

Serial No.: 10/791,152

Filed: March 2, 2004

For: DETERMINATION AND
QUANTIFICATION OF RED BLOOD
CELL POPULATIONS IN SAMPLES

Confirmation No.: 3166

Examiner: To be assigned

Group Art Unit: 1645

Attorney Docket No.: 2183-6372US

CERTIFICATE OF MAILING

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July 20, 2004
Date

Betty Vowles
Signature

Betty Vowles
Name (Type/Print)

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants apologize that an Express Mail label did not reach the U.S. Patent Office. Enclosed is a copy of the Express Mail label. Also enclosed is a copy of the Response to Request for Corrected Filing Receipt.

Serial No. 10/791,152

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Allen C. Turner', with a long horizontal stroke extending to the right.

Allen C. Turner

Registration No. 33,041

Attorney for Applicant(s)

TRASKBRITT, P.C.

P.O. Box 2550

Salt Lake City, Utah 84110-2550

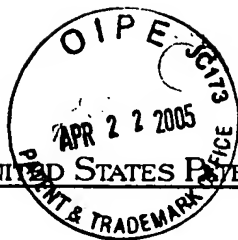
Telephone: 801-532-1922

Date: July 19, 2004

ACT/bv

Enclosure: Copy of Express Mail Label
 Copy of Response to Request for Corrected Filing Receipt

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/791,152	03/02/2004	Robert P. Van Weeghel	2183-6372US

24247
 TRASK BRITT
 P.O. BOX 2550
 SALT LAKE CITY, UT 84110

RECEIVED**JUL 15 2004****TRASKBRITT, P.C.****CONFIRMATION NO. 3166**

OC000000013197880

Date Mailed: 07/09/2004

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT**Application Filing Date**

In response to your request for a corrected Filing Receipt, the Office cannot comply with your request because:

- ☐ If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, a petition to accord a filing date should be submitted along with a copy of the Express Mail label showing the "date in" and be directed to the Office of Petitions.
- ☒ A copy of the Express Mail label was not enclosed with your request. Petitions under 37 CFR 1.10 require a copy of the Express Mail Label to be submitted.
- ☐ The "date in" on the Express Mail label is the date given on the Filing Receipt.
- ☐ The filing date accorded to the application is the date the application met the filing date requirements of 37 CFR 1.53(b) or (c).
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- ☐ The filing date on your return postcard is the same as the date on your Filing Receipt. A request to review the filing date accorded to the application must be in the form of a petition.

A petition under 37 CFR 1.10, 37 CFR 1.53 or 37 CFR 1.182 is needed to request a change to the filing date. A \$130 petition fee is required for a petition under 1.53 or 1.182. If you choose to file a petition, the petition and the \$130 petition fee, if any, to:

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